

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

MAGNA INTERNATIONAL, INC.

Opposer,

vs.

TRU-TEC SERVICES, INC.,

Applicant.

Opposition No. 122,793

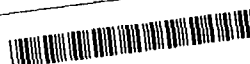
Mark: MAGNA-TEC

Serial No. 75/601,010

Atty File: KOCH.64352

REVISED
AMENDMENT AFTER PUBLICATION WITH
CONSENT OF OPPOSER

BOX TTAB NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513



07-01-2002

U.S. Patent & TMO/TM Mail Rpt Dt. #79

02 JUL 11 AM 8:33
TRADEMARK TRIAL AND
APPEAL BOARD

Dear Sir:

Please amend the recitation of services of this application to read as follows:

Specialized technical inspection services, namely, providing non-destructive technical inspection for assessing anomalies or other defects such as pitting, corrosion, cracking and other like damages in industrial plates, pipes and other materials, excluding the provision of the above services to the automotive industry.

Certificate of Mailing Under 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Box TTAB NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, on:

Date:

June 27, 2002

Signature:

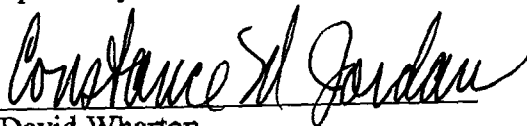
Constance M. Jordan

Remarks

The parties in this opposition have reached an agreement to settle the opposition contingent upon acceptance of the above-requested amendment to the recitation of services. This amendment seeks to narrow the recitation of services by specifying that the services do not apply to the automotive industry. This amendment in a slightly different form was previously submitted to the Board for approval and is now in the form which the Board indicated in its order of May 28, 2002, would be acceptable.

Accordingly, Applicant respectfully requests that the Board approve this amendment and advise the parties so the opposition may be withdrawn and the mark may proceed to registration.

Respectfully submitted



J. David Wharton
Constance M. Jordan
Stinson Morrison Hecker LLP
1201 Walnut Street
Kansas City, MO 64141-6251
(816) 842-8600
Facsimile: (816) 691-3495

CONSENT TO AMENDMENT

Opposer, by and through its attorneys, hereby consents to entry of the above Amendment after Publication.



Richard L. Kirkpatrick
Robert Burlingame
Pillsbury Winthrop LLP
50 Fremont Street
San Francisco, CA 94105-2228

Certificate of Service

I hereby certify that a copy of the above and foregoing was served upon Opposer's attorney by depositing the same in the United States mail, first class postage prepaid, on this 27th day of June, 2002, addressed to:

Richard L. Kirkpatrick
Robert Burlingame
Pillsbury Winthrop LLP
50 Fremont Street
San Francisco, CA 94105-2228



Constance M. Jordan
Attorney for Applicant